

AMENDMENTS TO THE CLAIMS:

Please cancel Claims 4 and 17 without prejudice to or disclaimer of the subject matter recited therein.

Please amend Claim 1 as follows:

1. (Currently Amended) An optical element device comprising:

a light emitting element; and

a substrate mounting the light emitting element thereon and having an optical path transforming structure,

wherein an integral semiconductor body comprises each of the light emitting element and the substrate, whereby a surface of the light emitting element and a surface of the substrate are attached to each other,

wherein the optical path transforming structure is configured to change a light proceeding direction to couple light from the light emitting element with a light receiving element, and

~~wherein the substrate and the light emitting element are made of the same semiconductor material~~

wherein the substrate comprises a GaAs layer and a semiconductor layer, and the light emitting element is formed on the GaAs layer and the optical path transforming structure is formed on the semiconductor layer.

2. (Previously Presented) The device according to claim 1, wherein the substrate is configured such that it does not absorb light being propagated from the light emitting element.

3-17. (Cancelled)